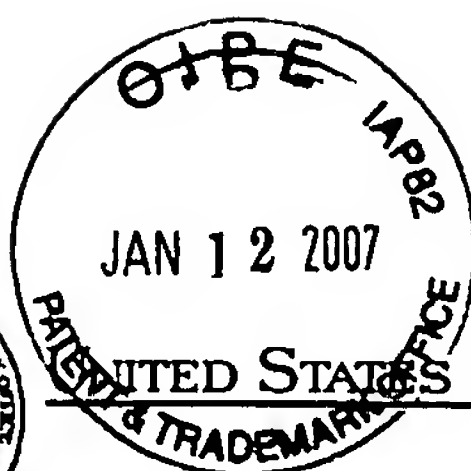


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U.S. APPLICATION NUMBER NO. 10/523,312 ✓	FIRST NAMED APPLICANT Stephen Berezenko ✓	ATTY DOCKET NO. 62377-5002US
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INTERNATIONAL APPLICATION NO.
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PCT/GB03/03199

I.A. FILING DATE 07/28/2003	PRIORITY DATE 07/26/2002
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24341  
 MORGAN, LEWIS & BOCKIUS, LLP.  
 2 PALO ALTO SQUARE  
 3000 EL CAMINO REAL  
 PALO ALTO, CA 94306

CONFIRMATION NO. 7926

371 FORMALITIES LETTER



\*OC000000021614481\*

Date Mailed: 12/15/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 01/26/2005
- Copy of the International Search Report filed on 01/26/2005
- Copy of IPE Report filed on 01/26/2005
- Copy of Annexes to the IPE filed on 01/26/2005
- Preliminary Amendments filed on 01/26/2005
- Information Disclosure Statements filed on 03/16/2006
- Biochemical Sequence Diskette filed on 10/25/2005
- Oath or Declaration filed on 10/25/2005
- U.S. Basic National Fees filed on 01/26/2005
- Priority Documents filed on 01/26/2005
- Power of Attorney filed on 10/25/2005

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Reply to Ntc of Defective  
 Response

Rem: 08 JAN 07

Final: 15 JAN 07

Applicant's response filed 03/16/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 08/25/2005 have not been completed.

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825 (d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821

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DEC 26 2006

MORGAN LEWIS  
 PALO ALTO OFFICE

(e) may be submitted in lieu of a new CRF.

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application** and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/523,312	PCT/GB03/03199	62377-5002US



01-16-07

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Express Mail No. EV 533 738 146 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Berezenko et al.

Confirmation No.: 7926

Serial No.: 10/523,312

Art Unit: To be assigned

Filed: January 26, 2005

Examiner: To be assigned

For: *Novel Albumins*

Attorney Docket No: 63572-5001-US

**RESPONSE TO NOTICE OF DEFECTIVE RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Notification of Defective Response mailed December 15, 2006 in connection with above-identified application.

The Notification sets forth the following two requirements, which the Examiner contends were not completed:

1. Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter.
2. Applicant must provide a substitute computer readable form (CFR) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and contain no new matter.

**FIRST REQUIREMENT**

In Applicants' Response to Notification of Missing Requirement filed October 25, 2006, Applicants submitted an initial paper and computer readable form copy of Applicants' Sequence Listing, an amendment specifically directing its entry into the

application, and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter.

During a telephone conversation with Examiner India Evans, she confirmed receipt of the above-mentioned items, conferred that the first requirement had been met, and concluded that only the second requirement was still outstanding.

### **SECOND REQUIREMENT**

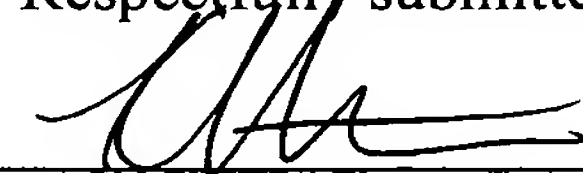
Applicants submit herewith, a substitute Sequence Listing in paper and computer readable form pursuant to 37 C.F.R. § 1.821(c) and (e) and in accordance with the requirements of 37 C.F.R. § 1.822 and 1.823. Applicants also submit herewith a return copy of the Notification of Defective Response and a Statement to Support Filing and Submission in accordance with 37 C.F.R. §1.821-1.825.

### **CONCLUSION**

Applicants believe that no fee is due with this submission. However, if it is determined that a fee is due, please charge any required fees or credit any overpayments to Morgan, Lewis & Bockius LLP's deposit account no. 50-0310 (order no. 63572-5001-US). A copy of this sheet is enclosed.

Date: January 12, 2007

Respectfully submitted,



56,607

Kanda Vathanodorn (Reg. No.)

**MORGAN, LEWIS & BOCKIUS LLP**

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Palo Alto, California 94306

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